STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

ORDER

Application	25823B	Permit	18189B	License	
	ORDER APPROVI	ING A NEW	DEVELOPMENT THE PERMIT	SCHEDULE	(over)

WHEREAS:

- Permit 18189B was issued to Bernard A. Fetzer and Kathleen M. Fetzer on March 4, 1981 pursuant to Application 25823B.
- Permit 18189B was subsequently assigned to Home Ranch.
- 3. A petition for an extension of time within which to develop the project and apply the water to the proposed use has been filed with the State Water Resources Control Board (SWRCB).
- 4. The permittee has proceeded with diligence and good cause has been shown for said extension of time.
- 5. Permit Condition 10 pertaining to the continuing authority of the SWRCB should be updated to conform to Section 780(a), Title 23 of the California Code of Regulation.

NOW, THEREFORE, IT IS ORDERED THAT:

1. Condition 7 of the permit be amended to read:

COMPLETE APPLICATION OF THE WATER TO THE PROPOSED USE SHALL BE MADE ON OR BEFORE

December 31, 2005

(0000009)

2. Condition 10 of the permit be amended to read:

Pursuant to California Water Code Sections 100 and 275, and the common law public trust doctrine, all rights and privileges under this permit and under any license issued pursuant thereto, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority

Permit 18189B Page 2

of the State Water Resources Control Board in accordance with law and in the interest of the public welfare to protect public trust uses and to prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.

The continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this permit with a view to eliminating waste of water and to meeting the reasonable water requirements of permittee without unreasonable draft on the source. Permittee may be required to implement a water conservation plan, features of which may include but not necessarily be limited to: (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5)controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this permit and to determine accurately water use as against reasonable water requirements for the authorized project. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

The continuing authority of the Board also may be exercised by imposing further limitations on the diversion and use of water by the permittee in order to protect public trust uses. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such action is consistent with California Constitution Article X, Section 2; is consistent with the public interest and is necessary to preserve or restore the uses protected by the public trust. (0000012)

Dated: MARCH /20 199

Edward C Anton, Chief Division of Water Rights

STATE OF CALIFORNIA THE RESOURCES AGENCY STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

PERMIT FOR DIVERSION AND USE OF WATER

PERMIT 18189 B

O BEL ARBRES ROAD,	REDWOOD VALLEY, CALIFO	RNIA 954/0								
on SEPTEMBER 14, 1 rd SUBJECT TO VESTER	978 , has RIGHTS and to the limitati	been approved b ions and condition	oy the St ons of th	tate Wa is Perm	ter Res	sources	Contro			
ermittee is hereby authorize	ed to divert and use water as f	follows:								
, Source:			Tr	ibutary	to:					
UNNAMED STREAMS (2)		SEWARD CREEK THENCE								
		FORSYTHE	CREEK	THENCE	<u> </u>					
***************************************		WEST FORK	RUSSI	AN RI	VER TI	HENCE				
		RUSSIAN R	IVER							
The standard of dive	ersion:	40-acre subdiv	survey	Section	Town-	Range	Base and Merida			
2. Location of point of diversion: SOUTH 2,084 FEET AND EAST 1,042 FEET FROM		or projection ti	aereof	-		10				
OUTH 2,084 FEET AND W CORNER OF SECTION	FAST 1,042 FEET FROM	sw1/4 of	NW1/4	7	16N	12w	MD			
ORTH 1.000 FEET AND	EAST 1,050 FEET FROM	sw1/4 of 1		7	16N					
W CORNER OF SECTION	EAST 1,050 FEET FROM									
NORTH 1,000 FEET AND	EAST 1,050 FEET FROM 7									
ORTH 1.000 FEET AND	EAST 1,050 FEET FROM 7			7	16N		MD			
NORTH 1,000 FEET AND SW CORNER OF SECTION	EAST 1,050 FEET FROM 7		sw1/4	7 Town-	16N	12w	MD			
NORTH 1,000 FEET AND SW CORNER OF SECTION Ounty of MENDOCIN 3. Purpose of use:	EAST 1,050 FEET FROM 7		sw1/4	7 Town-	16N	12w	MD			
NORTH 1,000 FEET AND SW CORNER OF SECTION Ounty of MENDOCIN 3. Purpose of use:	EAST 1,050 FEET FROM 7		sw1/4	7 Town-	16N	12w	MD			
NORTH 1,000 FEET AND SW CORNER OF SECTION Ounty of MENDOCIN 3. Purpose of use:	EAST 1,050 FEET FROM 7		sw1/4	7 Town-	16N	12w	MD			
NORTH 1,000 FEET AND SW CORNER OF SECTION	EAST 1,050 FEET FROM 7		sw1/4	7 Town-	16N	12w	MD			
NORTH 1,000 FEET AND SW CORNER OF SECTION Ounty of MENDOCIN 3. Purpose of use:	EAST 1,050 FEET FROM 7		sw1/4	7 Town-	16N	12w	MD			
NORTH 1,000 FEET AND SW CORNER OF SECTION Ounty of MENDOCIN 3. Purpose of use:	EAST 1,050 FEET FROM 7		sw1/4	7 Town-	16N	12w	MD			

The place of use is shown on map filed with the State Water Resources Control Board.

9-19-86 Ownership Charle to John E. Kathleen M., Robert, games 7., Richard a. & Daniel L. Fetzer

ADDENDUM

3. Purpose of use:	4. Place of use:	Section	Town- ship	Range	Base and Meridan	Acres
	sw1/4 of sw1/4	6	16n	12w	MD	2
ROST PROTECTION		6	16N	12w	MD	9
	SE1/4 OF SW1/4	7	16n	12w	MD	11
	NW1/4 OF NW1/4	7	16N	12w	MD	39
	NE1/4 OF NW1/4	7	16N	12w	MD	37
	se1/4 of NW1/4	7	16n	12w	MD	1
	sw1/4 of Nw1/4	7	16N	12w	MD	3
	NW1/4 OF NE1/4	7	16N	12w	MD	40_
	sw1/4 of NE1/4	7	16N	12w	MD	1
	NE1/4 OF SW1/4	7	16N	12w	i -	1
	NW1/4 OF SW1/4		ION	12-	TOTAL	144
			-		TOTAL	144
			_			
				-		
			-			
						-
				_		_
			-		_]	1
						_
	·					_
				_		

The place of use is shown on map filed with the State Water Resources Control Board.

5. The water appropriated shall be limited to the quantity which can be beneficially used and shall not exceed 2.8 CUBIC FEET PER SECOND TO BE DIVERTED FROM MARCH 15 TO MAY 15 OF EACH YEAR. THE MAXIMUM AMOUNT DIVERTED UNDER THIS PERMIT SHALL NOT EXCEED 95.6 ACRE-FEET PER YEAR.

(0000005)

6. The amount authorized for appropriation may be reduced in the license if investigation warrants. (0000006)

ÁMM ROCKÁNYM MAKARRANADOK MEMBARAK MAKAL HAMAK RA MEMBARAK MAKA ÉMPRENGENÉMBER MEMBARAK MEMBARAK MEMBARAK MEMBA XX MA MAKARANAK MEMBER KENGEN MAKARAK MEMBARAK MAKAK MEMBARAK MEMBA MEMBARAK MEM

7. Complete application of the water to the proposed use shall be made on or before DECEMBER 1, 1991 (0000009)

8. Progress reports shall be submitted promptly by permittee when requested by the State Water Resources (0000010) Control Board until license is issued.

9. Permittee shall allow representatives of the State Water Resources Control Board and other parties, as may be authorized from time to time by said Board, reasonable access to project works to determine compliance with 00000 11) the terms of this permit.

10. Pursuant to California Water Code Sections 100 and 275, all rights and privileges under this permit and

10. Pursuant to California Water Code Sections 100 and 275, all rights and privileges under this permit and under any license issued pursuant thereto, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the State Water Resources Control Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.

The continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this permit with a view to minimizing waste of water and to meeting the reasonable water requirements of permittee without unreasonable draft on the source. Permittee may be required to implement such programs as (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this permit and to determine accurately water use as against reasonable water with the quantity limitations of this permit and to determine accurately water use as against reasonable water determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation. 00000 12)

11. The quantity of water diverted under this permit and under any license issued pursuant thereto is subject to modification by the State Water Resources Control Board if, after notice to the permittee and an opportunity for hearing, the Board finds that such modification is necessary to meet water quality objectives in water quality control plans which have been or hereafter may be established or modified pursuant to Division 7 of the Water Code. No action will be taken pursuant to this paragraph unless the Board finds that (1) adequate waste discharge requirements have been prescribed and are in effect with respect to all waste discharges which have any substantial effect upon water quality in the area involved, and (2) the water quality objectives cannot be achieved solely through the control of waste discharges. (0000013)

12. THE STATE WATER RESOURCES CONTROL BOARD RESERVES JURISDICTION OVER THIS PERMIT TO IMPOSE ANY APPROPRIATE CONDITIONS AT SOME FUTURE DATE TO CONFORM THE PERMIT TO BOARD POLICY ON USE OF WATER FOR FROST PROTECTION. ACTION BY THE BOARD WILL BE TAKEN ONLY (0000020) AFTER NOTICE TO INTERESTED PARTIES AND OPPORTUNITY FOR HEARING.

THE TOTAL QUANTITY OF WATER DIVERTED UNDER THIS PERMIT, TOGETHER WITH THAT DIVERTED UNDER PERMIT ISSUED PURSUANT TO APPLICATION 25823A, SHALL NOT EXCEED 95.6 ACRE-FEET PER (0000414) ANNUM.

This permit is issued and permittee takes it subject to the following provisions of the Water Code.

Section 1390. A permit shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code), but no longer.

Section 1391. Every permit shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a permit is issued takes it subject to the conditions therein expressed.

and the statement that any appropriator of water to whom a permit is issued takes it subject to the conditions therein expressed.

Section 1392. Every permittee, if he accepts a permit, does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any permit granted or issued under the provisions of this division (of the Water Code), in respect to the regulation (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code) are rights granted or by any competent public authority of the services or the price of the services to be rendered by any permittee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through acquired under the provisions of this division (of the Water Code) any condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any permittee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Dated:

4 1981 MARCH

STATE WATER RESOURCES CONTROL BOARD

Walter & Petter CHIEF, DIVISION OF WATER RIGHTS